

STATE OF MAINE
SUPREME JUDICIAL COURT
AMENDMENT TO
MAINE RULES OF CIVIL PROCEDURE

2015 Me. Rules 02

Effective: May 1, 2015

All of the Justices concurring therein, the following amendment to the Maine Rules of Civil Procedure is adopted to be effective on the date indicated above. The specific amendment is stated below. To aid in understanding of the amendment, an Advisory Note appears after the text of the amendment. The Advisory Note states the reason for recommending the amendment, but the Advisory Note is not part of the amendment adopted by the Court.

1. Rule 17A(b) of the Maine Rules of Civil Procedure is amended to read as follows:

(b) Supporting Papers. Any motion or application filed in accordance with subdivision (a) of this rule shall be accompanied by:

....

(4) Where a defendant is not represented by counsel, a statement signed by the defendant, or a representative of the defendant's insurer, indicating that the defendant consents to settlement or judgment in the settlement amount; and

....

Advisory Note – April 2015

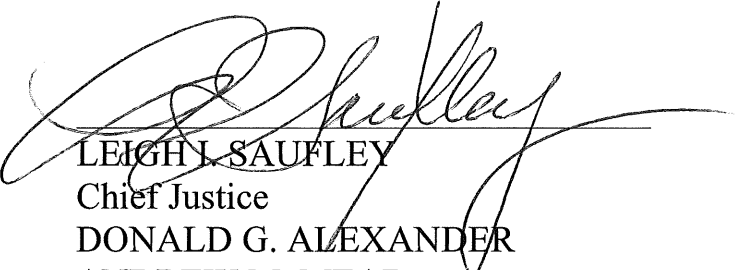
Rule 17A(b)(4) is amended to make clear that the statement signed by an unrepresented defendant or a representative of its insurer may indicate that the defendant consents either to settlement or to judgment in the settlement amount. Prior to the amendment, the language of the rule appeared to require an unrepresented defendant to consent only to judgment. Rule 17A(c), however,

allows a court either to enter judgment or to approve a minor settlement. This amendment makes Rule 17A(b)(4) consistent with Rule 17A(c).

2. This amendment shall be effective on May 1, 2015.

Dated: April 10, 2015

FOR THE COURT¹

A large, stylized handwritten signature in black ink, which appears to read "Leigh I. Saufley", is written over a horizontal line.

LEIGH I. SAUFLEY

Chief Justice

DONALD G. ALEXANDER

ANDREW M. MEAD

ELLEN A. GORMAN

JOSEPH M. JABAR

JEFFREY L. HJELM

Associate Justices

¹ This Rule Amendment Order was approved after conference of the Court, all Justices concurring therein.